

Damages Calculations

Barahona v. Paradise

| SUMMARY | | | | | |
|--|-------------------------------------|----------------------------|-------------------------------|-------------------------------|----------------------|
| | | | <i>Liquidated</i> | <i>Prejudgment</i> | |
| | | | <i>Damages</i> | <i>Interest</i> | |
| | <i>Overtime (Counts I & II)</i> | <i>(Counts IV & V)</i> | <i>(on Counts I & II)</i> | <i>(on Counts I & II)</i> | <i>TOTAL</i> |
| Hector Hernandez | \$ 44,250.00 | \$ 10,000.00 | \$ 44,250.00 | \$ 17,533.91 | \$ 116,033.91 |
| Jonathan Barahona | \$ 113,250.00 | \$ 10,000.00 | \$ 113,250.00 | \$ 53,615.34 | \$ 290,115.34 |
| Additional Amount as Attorneys' Fees and Costs | | | | | \$ 71,409.85 |
| TOTAL | | | | | \$ 477,559.10 |

JONATHAN BARAHONA

| UNPAID OVERTIME | | | | | | | | | | | |
|---|------------|------------|--------------|--------|----------|--------------|---------|----------|------------|-------------|------------|
| Begin | End | Weeks | Hours | Daily | Hours | Regular Rate | OT Rate | OT Hours | Unpaid OT | Total | |
| | | | Worked/ | Rate | Paid Per | | | | | | Day |
| 3/15/2017 | 11/30/2017 | 37.00 | 60.00 | 150.00 | 8.00 | \$18.75 | \$28.13 | 20.00 | \$562.50 | \$20,812.50 | |
| 12/1/2017 | 3/14/2018 | OFF-SEASON | | | | | | | | \$ | - |
| 3/15/2018 | 6/1/2018 | 11.00 | 60.00 | 150.00 | 8.00 | \$18.75 | \$28.13 | 20.00 | \$562.50 | \$ 6,187.50 | |
| 6/2/2018 | 11/30/2018 | 26.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$19,500.00 | |
| 12/1/2018 | 3/14/2019 | OFF-SEASON | | | | | | | | \$ | - |
| 3/15/2019 | 9/1/2019 | 24.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$18,000.00 | |
| 9/2/2019 | 11/30/2019 | 13.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$ 9,750.00 | |
| 12/1/2019 | 3/14/2020 | OFF-SEASON | | | | | | | | \$ | - |
| 3/15/2020 | 11/30/2020 | 37.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$27,750.00 | |
| 12/1/2020 | 3/14/2021 | OFF-SEASON | | | | | | | | \$ | - |
| 3/15/2021 | 6/30/2021 | 15.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$11,250.00 | |
| \$113,250.00 | | | | | | | | | | | |
| Liquidated Damages | | | | | | | | | | | |
| | | | | | | | | | | | |
| Overtime | | | \$113,250 | | | | | | | | \$113,250 |
| Wage Statement Violations (NYLL 195(3) & 198) | | | | | | | | | \$5,000.00 | \$5,000 | |
| Wage Notice Violations (NYLL 195(1) & 198) | | | | | | | | | \$5,000.00 | \$5,000 | |
| PREJUDGMENT INTEREST | | | | | | | | | | | |
| | | | | | | | | | | | |
| From | To | Midpoint | Wages | | Years | Yearly | | | | TOTAL | |
| 3/15/2017 | 6/30/2021 | 5/8/2019 | \$113,250.00 | | 5.26 | \$10,192.50 | | | | \$53,615 | |
| | | | | | | | | | | TOTAL | 290,115.34 |

AS OF 8/9/2024

PLAINTIFF'S DAMAGES CALCULATION FOR PURPOSES OF MOTION FOR DEFAULT JUDGMENT AGAINST PARADISE

*Barahona v. Paradise***HECTOR HERNANDEZ****UNPAID OVERTIME**

| Begin | End | Weeks | Hours Worked/Wk | Daily Rate | Hours Paid Per Day | Regular Rate | OT Rate | OT Hours | Weekly OT Owed | Total | |
|-----------|------------|------------|--------------------|------------|--------------------------|-----------------|---------|----------|-------------------|-------------|--------------------|
| 7/1/2019 | 11/30/2019 | 22.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$16,500.00 | |
| 12/1/2019 | 3/14/2020 | OFF-SEASON | | | | | | | | \$0.00 | |
| 3/15/2020 | 11/30/2020 | 37.00 | 60.00 | 200.00 | 8.00 | \$25.00 | \$37.50 | 20.00 | \$750.00 | \$27,750.00 | |
| | | | | | | | | | | | \$44,250.00 |

NYLL LIQUIDATED DAMAGES

| | | | | | | | | | | | |
|---|-----------------|--|--|--|--|--|------------|--|--|--|--------------------|
| Overtime | \$44,250 | | | | | | | | | | \$44,250.00 |
| Wage Statement Violations (NYLL 195(3) & 198) | (\$250/Workday) | | | | | | \$5,000.00 | | | | \$5,000.00 |
| Wage Notice Violations (NYLL 195(1) & 198) | (\$50/Workday) | | | | | | \$5,000.00 | | | | \$5,000.00 |

PREJUDGMENT INTEREST

| From | To | Midpoint | Wages | Years | Yearly Interest | Total | |
|----------|------------|-----------|-------------|-------|--------------------|--------------|---------------------|
| 7/1/2019 | 11/30/2020 | 3/16/2020 | \$44,250.00 | 4.40 | \$3,982.50 | \$17,534 | \$17,533.91 |
| | | | | | | TOTAL | \$116,033.91 |